

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

February 17, 2005

DIVISION ONE

B177857 Apple Computer, Inc. (Certified for Publication)
 v.
 Superior Court, Los Angeles County
 (Cagney, r.p.i.)

Let a peremptory writ of mandate issue, commanding respondent court to (1) vacate its order denying Apple Computer, Inc.'s motion to disqualify Westrup Klick LLP and the Law Offices of Allan A. Sigel and (2) enter a new order granting the motion. The parties are to bear their own costs in connection with this proceeding.

Mallano, J.

We concur: Spencer, P.J.
 Suzukawa, J. (Assigned)

DIVISION TWO

Court convened at 9:00 a.m.

Present: Boren, P.J., Nott, J., Doi Todd, J., Ashmann-Gerst, J. and Joyce Hatter, Deputy Clerk.

Each of the following:

B173333 People v. Serna
B170101 People v. Canada
B174797 People v. Justin H.
B172664 Lenkus v. Quad Lab
B174476 People v. Math

DIVISION TWO (Continued)

Each of the following (continued):

B177675 DCFS v. Arthur A.
B175380 DCFS v. Sheila B.
B179915 Soraya S. v. DCFS

Argument waived, cause submitted.

B168220 People
 v.
 Salcido

Merits:
Argued by Susan Lee Frierson, Deputy Attorney General for respondent
and by Sally P. Brajevich for appellant. Cause submitted.

B168104 Bardowell
 v.
 Davidian

Merits:
Argued by Ronald G. Rosenberg for respondent and by Peter C. Wright for
appellant. Cause submitted.

B171970 Cho
 v.
 Chong, et al.

Merits:
Argued by Peter Y. Lee for appellant and by Suzanne E. Walsh for
respondents. Cause submitted.

DIVISION TWO (Continued)

B175231 Secure Nursing Service, Inc.
 v.
 Orem, et al.

Merits:
Argued by Valerie F. Horn for respondent and by Belinda K. Orem for
appellants. Cause submitted.

B171828 Wen
 v.
 Hu

Merits:
Argued by Kenny K. Tan for appellant and by Thomas C. Scutti for
respondents. Cause submitted.

B164202 Maxie
 v.
 Preijers, et al.

Merits:
Argued by Donald W. Cook for appellant and by Steven Renick for
respondents. Cause submitted.

B171738 Verizon California, Inc.
 v.
 Majich Bros., Inc.

Merits:
Argued by Norma A. Dawson for appellant and by Richard Dieffenbach for
respondent. Cause submitted.

DIVISION TWO (Continued)

B163115 Oakland Raiders
 v.
 National Football League

Merits:
Argued by Larry R. Feldman for appellant and by Greg Levy for appellant.
Cause submitted.

Court recessed.

Court reconvened at 1:00 p.m.

Present: Boren, P.J., Nott, J., Doi Todd, J., Ashmann-Gerst, J. and Joyce Hatter, Deputy Clerk.

B171011 People
 v.
 Martinez

Merits:
Argued by Rama R. Maline, Deputy Attorney General for respondent and
by Susan P. Stone for appellant. Cause submitted.

B180960 Barry Annis
 v.
 Superior Court, Los Angeles County
 (The People, r.p.i.)

Merits:
Argued by Michael Thornburg for petitioner and by Brent Riggs, Deputy
District Attorney for real party in interest. Cause submitted.

DIVISION TWO (Continued)

B170640 Cohan
 v.
 City of Los Angeles, et al.

Merits:
Argued by Ethan Cohen appellant in propria persona and by Kim Rodgers Westhoff for respondents. Cause submitted.

B172369 International Commercial Bank of China
 v.
 L & L (USA), Inc.

Merits:
Argued by Steve Basileo for respondent and by Mark S. Burton for appellant. Cause submitted.

B172095 Ortega
 v.
 County of Los Angeles

Merits:
Argued by Rolando Hidalgo for appellant and by Daniel P. Barer for respondent. Cause submitted.

B166377 Truck Ins. Exchange
 v.
 Pacificare Health Systems, Inc.

Merits:
Argued by Mitchell C. Tilner for respondent and by Lori R. Ploeger for appellant. Cause submitted.

February 17, 2005 (Continued)

DIVISION TWO (Continued)

B167720 Arnold, et al.
v.
The Dow Chemical Co., et al.

Merits:

Argued by Raphael Metzger for appellants; by Andrew Detherage for respondent The Dow Chemical Co.; by David C. Allen for respondent Van Waters & Rogers, Inc. and by Gerald P. Peters for respondent Q.B. Scott Company, Inc. Cause submitted.

Court adjourned.

B172432 People
v.
Micah T.

Filed order denying petition for rehearing.

DIVISION THREE

B168313 Nygard (Not for Publication)
v.
Oy

The order is affirmed. AJO shall recover costs on appeal.

Klein, P.J.

We concur: Croskey, J.
 Kitching, J.

B171676 Foerster
v.
Bohbot

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment)

DIVISION FOUR

B176798 Los Angeles County, D.C.S. (Not for Publication)
v.
Anthony L.

We affirm the order terminating parental rights.

Grimes, J. (Assigned)

We concur: Hastings, Acting P.J.
Curry, J.

B159255 Regency Outdoor Advertising, Inc. (Certified for Publication)
v.
City of Los Angeles et al.

The judgment is affirmed.

Epstein, P.J.

We concur: Hastings, J.
Curry, J.

B179595 Rudy S. (Not for Publication)
v.
Superior Court, Los Angeles County
(DCFS, r.p.i.)

The petition for writ of mandate is denied.

Curry, J.

We concur: Hastings, Acting P.J.
Grimes, J. (Assigned)

February 17, 2005 (Continued)

DIVISION FOUR (Continued)

B170806 People (Certified for Partial Publication)
v.
Boulden et al.

Marquis Land's abstract of judgment is ordered modified to reflect 396 days of presentence credit consisting of 264 days of actual credit and 132 days of conduct credit. Corey Boulden's abstract of judgment is ordered modified to reflect imposition of a sentence of 16 months (1 year, 4 months) for count two, attempted burglary. As modified, the judgments are affirmed.

Curry, J.

We concur: Epstein, P.J.
Grimes, J. (Assigned)

B174965 People (Not for Publication)
v.
Jordan

The judgment is affirmed.

Grimes, J. (Assigned)

We concur: Epstein, P.J.
Hastings, J.

B176562 Los Angeles County, D.C.S. (Not for Publication)
v.
Kimberly T.

The orders are affirmed.

Grimes, J. (Assigned)

We concur: Epstein, P.J.
Curry, J.

DIVISION FOUR (Continued)

B178477 Baines
v.
Superior Court, Los Angeles County
(Dept. of Children and Family Services, r.p.i.)

Filed order denying petition for rehearing.

DIVISION SIX

B175464 Kassoy (Not for Publication)
v.
Patterson

The judgment (order authorizing PBP trust distribution) is affirmed. Costs on appeal are awarded to respondent.

Coffee, J.

We concur: Gilbert, P.J.
Perren, J.

B176919 Santa Barbara Co. Child Welfare Services (Not for Publication)
v.
Steven S.
In re Tyler S.

The orders of the juvenile court are affirmed.

Coffee, J.

We concur: Gilbert, P.J.
Perren, J.

DIVISION SEVEN

B172112 Sedaghat
v.
Hang

Filed order denying petition for rehearing.

DIVISION EIGHT

B171401 Nelson (Not for Publication)
v.
Federal Insurance Company

The judgment is affirmed. Appellant is to bear costs on appeal.

Cooper, P.J.

We concur: Rubin, J.
Boland, J.

B172989 Ross (Not for Publication)
v.
United Services Automobile Association,

The judgment is affirmed. Each party to bear his or its own costs on appeal.

Cooper, P.J.

We concur: Rubin, J.
Flier, J.

DIVISION EIGHT (Continued)

B169469 Russell et al. (Not for Publication)
 v.
 Western Mutual Insurance Company

The judgment is affirmed. Western Mutual Insurance Company is entitled to its costs on appeal.

Boland, J.

We concur: Rubin, Acting P.J.
 Flier, J.

B173710 Newfield et al. (Not for Publication)
 v.
 Calub

The judgment is reversed and the cause is remanded to the trial court with directions to enter a new order granting appellants' motion to vacate and set aside the default and default judgment. The parties are to bear their own costs on appeal.

Boland, J.

We concur: Cooper, P.J.
 Flier, J.

B172866 Lacy (Not for Publication)
 v.
 Nosrat et al.

The judgment (order awarding attorney fees) is affirmed. Respondent is to recover costs on appeal.

Cooper, P.J.

We concur: Boland, J.
 Flier, J.